

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6709

BILL NUMBER: HB 1279

NOTE PREPARED: Dec 16, 2003

BILL AMENDED:

SUBJECT: Nonconforming Uses.

FIRST AUTHOR: Rep. Whetstone

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: Local

Summary of Legislation: This bill provides that a municipality or county may not restrict, terminate, or require variance, special exception, or special use approval for a nonconforming industrial use of land. The bill also removes a provision that requires a nonconforming agricultural use to comply with the same requirements that apply to a conforming agricultural use under a comprehensive plan or zoning ordinance.

Effective Date: July 1, 2004.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues: This bill could potentially decrease the number of requests received by local planning departments for variances, special exceptions or other certain requests that normally would have been required in order to make changes to certain uses of industrial land. Although local planning departments could experience such a decrease in requests and also in fee revenue, the departments would also not expend staff time to work on such requests.

State Agencies Affected:

Local Agencies Affected: Local planning departments.

Information Sources:

Fiscal Analyst: Valerie Ruda, 317-232-9867.